



STATE OF ARIZONA

DOUGLAS A. DUCEY
GOVERNOR

OFFICE OF THE GOVERNOR

EXECUTIVE OFFICE

June 7, 2019

The Honorable Katie Hobbs
Secretary of State
1700 W. Washington, 7th Floor
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bills from the Fifty-fourth Legislature, 1st Regular Session, which I signed on June 7th, 2019:

H.B. 2039 elections; federal form; emergency voting (Townsend)
H.B. 2076 virtual training simulators; location (Fillmore)
H.B. 2134 municipal elections; write-in candidates (Cobb)
H.B. 2146 contracts; licensure requirements; exemption (Rivero)
H.B. 2190 CORP; accidental disability; definition (Payne)
H.B. 2265 defensive driving schools; course requirements (Payne)
H.B. 2275 TPT exemptions; propagative materials (Dunn)
H.B. 2358 landlord tenant; partial payment; assistance (Toma)
H.B. 2360 TPT; estimated payments; liability threshold (Toma)
H.B. 2493 solar energy devices; appraisal methods (Cobb)
H.B. 2532 critical health information; emergency responders (Gabaldon)
H.B. 2547 racing commission; simulcasting; wagering facilities (Finchem)
H.B. 2556 agricultural property; uses; rural activities (Finchem)
H.B. 2646 commerce authority; application review (Teller)
H.B. 2670 study committee; special education; gifted (Bolick)
S.B. 1027 tax credit; charitable organizations; eligibility (Leach)
S.B. 1037 prisoners; parole hearings; recertification procedures (Brophy-McGee)
S.B. 1062 public disclosure; health professionals; address (Carter)
S.B. 1064 court security officers; certification; powers (Borrelli)
S.B. 1087 vehicle liability insurance; minimum limits (Brophy-McGee)
S.B. 1213 ASRS; return to work (Livingston)
S.B. 1236 tax liens; fees; certificate expiration (Mesnard)
S.B. 1241 state parks board; heritage fund (Brophy-McGee)
S.B. 1246 behavioral health; foster children (Brophy-McGee)
S.B. 1248 property taxes; valuation; property modifications (Leach)
S.B. 1259 ADOT; proportional registration; temporary registration (Livingston)
S.B. 1300 low-income housing; tax exemption (Brophy-McGee)
S.B. 1307 DUI; license reinstatement; evaluation requirements (Livingston)
S.B. 1310 earned release credits; drug offenses (E. Farnsworth)

S.B. 1321 health information organizations (Carter)
S.B. 1330 emergency management compact; workers (Borrelli)
S.B. 1332 alternative fuel vehicles; VLT (Livingston)
S.B. 1352 health care directives registry; transfer (Carter)
S.B. 1451 procedures; nomination petitions; registered circulators (Leach)
S.B. 1456 vision screening; schools; appropriation (S. Allen)
S.B. 1482 state agencies; fee increase; limit (Mesnard)
S.B. 1494 marijuana; testing; advisory council; library (Gowan)
S.B. 1528 video service providers; license (Carter)
S.B. 1536 controlled substances; delegation; monitoring (Brophy-McGee)
S.B. 1538 adult protective services (Brophy-McGee)

Sincerely,

A handwritten signature in black ink, reading "Douglas A. Ducey". The signature is fluid and cursive, with the first name "Douglas" being the most prominent.

Douglas A. Ducey
Governor
State of Arizona

cc: Senate Secretary
Chief Clerk of the House of Representatives
Arizona News Service

House Engrossed Senate Bill

FILED

KATIE HOBBS

SECRETARY OF STATE

State of Arizona
Senate
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 317

SENATE BILL 1482

AN ACT

AMENDING SECTION 41-1008, ARIZONA REVISED STATUTES; RELATING TO
ADMINISTRATIVE PROCEDURES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-1008, Arizona Revised Statutes, is amended to
3 read:

4 41-1008. Fees; specific statutory authority

5 A. Except as provided in subsection C of this section, an agency
6 shall not:

7 1. Charge or receive a fee or make a rule establishing a fee unless
8 the fee for the specific activity is expressly authorized by statute or
9 tribal state gaming compact.

10 2. Make a rule establishing a fee that is solely based on a statute
11 that generally authorizes an agency to recover its costs or to accept
12 gifts or donations.

13 3. INCREASE A FEE IN AN AMOUNT THAT EXCEEDS THE PERCENTAGE OF
14 CHANGE IN THE AVERAGE CONSUMER PRICE INDEX AS PUBLISHED BY THE UNITED
15 STATES DEPARTMENT OF LABOR, BUREAU OF LABOR STATISTICS BETWEEN THAT FIGURE
16 FOR THE LATEST CALENDAR YEAR AND THE CALENDAR YEAR IN WHICH THE LAST FEE
17 INCREASE OCCURRED. AN AGENCY MAY INCREASE A FEE IN AN AMOUNT THAT EXCEEDS
18 THE PERCENTAGE OF CHANGE IN THE AVERAGE CONSUMER PRICE INDEX IF EITHER OF
19 THE FOLLOWING APPLIES:

20 (a) THE AGENCY SUBMITS THE FEE INCREASE TO THE JOINT LEGISLATIVE
21 BUDGET COMMITTEE FOR REVIEW BEFORE THE FEE IS INCREASED.

22 (b) THE AGENCY IS REQUIRED TO SUBMIT AN ANNUAL REPORT THAT INCLUDES
23 INFORMATION ABOUT THE FEE TO MEMBERS OF THE LEGISLATURE.

24 B. An agency shall identify the statute or tribal state gaming
25 compact that authorizes the fee on documents relating to collection of the
26 fee.

27 C. An agency authorized by statute or tribal state gaming compact
28 to conduct background checks may charge a fingerprint fee without a
29 statute expressly authorizing the fee.

30 D. Unless the legislature grants an express exemption through
31 statute or session law from all requirements of this chapter for
32 establishing or increasing a fee, an agency shall comply with all
33 applicable rule making provisions to establish or increase the fee. The
34 agency shall not charge or receive the fee until the rule establishing or
35 increasing the fee is effective under the applicable law of this state.

36 E. A fee that is established or increased by exempt rule making
37 from and after September 30, 2012 is effective for two years unless an
38 extension is granted by the council.

39 F. After the expiration of the applicable period under subsection E
40 of this section, the agency shall not charge or receive the fee unless the
41 agency has complied with the rule making requirements of this chapter to
42 establish or increase the fee.

1 G. A person regulated by the rule may petition the council to
2 establish a date that is different than the date under subsection E of
3 this section but no earlier than two years after the exempt rule is made.
4 The agency shall respond to the petition within two weeks after the
5 council notifies the agency that the petition has been filed. Within
6 sixty days the council shall grant or deny the petition after considering
7 whether the public interest requires a different date.

APPROVED BY THE GOVERNOR JUNE 7, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 7, 2019.

Passed the House May 24, 2019,

by the following vote: 31 Ayes,

29 Nays, 0 Not Voting

R. P. Boyce

Speaker of the House

Pro Tempore

Jim Drake

Chief Clerk of the House

Passed the Senate March 4, 2019,

by the following vote: 17 Ayes,

13 Nays, 0 Not Voting

Kevin Farn

President of the Senate

Susan Acers

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

S.B. 1482

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate May 24, 20 19

by the following vote: 17 Ayes,

9 Nays, 4 Not Voting

Karen Farn
President of the Senate

Sharon Owens
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

24th day of May, 20 19

at 9:00 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 7th day of

June 2019

at 4:35 o'clock P M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 7 day of June, 20 19

at 6:01 o'clock P. M.

[Signature]
Secretary of State